

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
SOUTHERN DIVISION

MARIA KELLY § PLAINTIFF
v. § Civil Action No. 1:08cv176HSO-JMR
WASHINGTON MUTUAL § DEFENDANT

JUDGMENT

This matter came on to be heard on Defendant's Motion to Dismiss filed on May 23, 2008 [3-1]. The Court, after a review and consideration of Defendant's Motion, Plaintiff's Response, Defendant's Reply, the pleadings on file, and the relevant legal authorities, finds that in accord with its Order entered herewith,

IT IS, ORDERED AND ADJUDGED that, judgment is rendered in favor of the Defendant pursuant to FED. R. CIV. P. 12(b)(6) on Plaintiff's National Flood Insurance Act claim, and that claim is hereby dismissed with prejudice.

IT IS, FURTHER, ORDERED AND ADJUDGED that, because this Court declines to exercise supplemental jurisdiction over Plaintiff's remaining state common law claims, if any, this cause is hereby **REMANDED TO THE CIRCUIT COURT OF JACKSON COUNTY, MISSISSIPPI**. All remaining pending motions are hereby rendered moot, with each party to bear their respective costs.

SO ORDERED AND ADJUDGED, this the 5th day of December, 2008.

Halil Suleyman Ozerdan
HALIL SULEYMAN OZERDEN
UNITED STATES DISTRICT JUDGE